

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTH DAKOTA

Scot Decker,)	
)	
Plaintiff,)	TROY BAKKEN DEPOSITION
)	RULINGS
v.)	
)	Case No. 4:14-cv-00088
)	
I.E. Miller Services, Inc., et. al)	
)	
Defendants)	

The following are the court's rulings with respect to the designations and objections by the parties for the presentation of the deposition testimony of the above-named witness.

Party	Designation	Objection	Ruling	Allowed
D	5/9-9/6	P objects to 8/12-8/14 as leading	Sustained	5/9-8/11 8/17-9/6
P	*5/9-6/5			
P	*6/24-7/6			
P	*7/8-7/8			
P	*7/12-8/2			
D	9/12-13/24	P objects to 12/6-12/22 and 13/4-13/13 as violating order re motions in limine, lack of relevancy and foundation P objects to 13/15-13/25 on same grounds	Overruled Sustained	9/12-12/9 12/14-13/5 13/7-13/13
P	*9/12-10/14			

D	14/1-15/2		Excluded 14/2-14/24 based on order re motions in limine re Murex	14/25-15/2
P	*14/14-14/19			
D	15/20-16/9			15/20-16/9
D	17/2-17/8			17/2-17/8
P	18/1-18/17			18/1-18/17
D	18/23-19/11			18/23-19/11
P	20/7-20/21			20/7-20/21
P	21/18-22/24			21/18-22/24
D	22/13-23/17			22/13-23/17
P	24/3-25/13			24/3-25/13
P	25/15-25/15			25/15-25/15
P	25/17-25/25		Excluded on Rule 403 confusion grounds	
P	26/01-27/16	D objects based on motion in limine rulings and lack of relevance	Overruled	26/1-27/16
P	27/18-27/18			27/18-27/18
P	27/20-28/4			27/20-28/4
P	28/6-28/6			28/6-28/6
P	28/8-28/15			28/8-28/15
P	28/23-29/4			28/23-29/4
P	29/8-32/1			29/8-32/1
P	32/11-33/13			32/11-33/13
P	33/16-33/18			33/16-33/18

P	33/24-36/2	D objects to 34/4 to 35/6 based on argumentative, asked and answered, speculation, and Rule 403 D further objects on same grounds to 35/7 to 37/20 on same grounds and because improperly refer to other witness testimony	Overruled Overruled - form objection waived when not made at the time and witness agreed with the point of the question in any event at 35/12	33/24-36/2
P	36/4-37/20	See above	Overruled	36/4-37/20
P	38/20-38/25	D objects to 38/20 to 40/8 as relating to testimony that the court stated it would exclude with respect to witness Anderson and hearsay	Sustained - lacks relevancy given court's rulings	
P	39/1-39/23	See above	Sustained - lacks relevancy given court's rulings	
P	39/25-39-25	See above	Sustained	
P	40/2-40/8	See above	Sustained in part and overruled in part	40/5-40/8
P	40/11-43/10	D objects to 40/11 to 47/25 under Rules 402-03 as being irrelevant and wasting time	Overruled	40/11-43/10
P	43/12-43/14	See above	Overruled	43/12-43/14
P	43/16-43/23	See above	Overruled	43/16-43/23
P	43/25-44-02	See above	Overruled	43/25-44-02
P	44/06-47-25	See above	Overruled	44/06-47-25

P	48/18-49/2	D objects 48/18 for lack of relevancy and waste of time under Rule 402-03 grounds but adds that if admitted that 48/14-48/17 needs to be played	Overruled but include 48/14-48/17	48/14-49/2
P	49/4-51/4	See above	Overruled	49/4-51/4
P	51/7-52/1	See above	Overruled	51/7-52/1

IT IS SO ORDERED.

Dated this 8th day of February, 2018.

/s/ Charles S. Miller, Jr.
Charles S. Miller, Jr., Magistrate Judge
United States District Court